

Matthew B. Lehr (Bar No. 213139)
 Suong T. Nguyen (Bar No. 237557)
 David J. Lisson (Bar No. 250994)
 Chung G. Suh (Bar No. 244889)
 Jeremy Brodsky (Bar No. 257674)
 DAVIS POLK & WARDWELL LLP
 1600 El Camino Real
 Menlo Park, California 94025
 Telephone: (650) 752-2000
 Facsimile: (650) 752-2111

Attorneys for Plaintiff
 Tyco Healthcare Group LP d/b/a
 VNUS Medical Technologies

UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

TYCO HEALTHCARE GROUP LP d/b/a
 VNUS MEDICAL TECHNOLOGIES,

Plaintiff,

v.

BIOLITEC, INC., DORNIER MEDTECH
 AMERICA, INC., and NEW STAR LASERS,
 INC. d/b/a COOLTOUCH, INC.,

Defendants.

LEAD CASE NO. C08-03129 MMC

CASE NO. C08-03129 MMC

**~~[PROPOSED]~~ ORDER GRANTING IN
 PART AND DENYING IN PART
 DEFENDANTS' MOTION AND
 AMENDED MOTION FOR
 ADMINISTRATIVE RELIEF TO FILE
 DOCUMENTS UNDER SEAL (D.I. 176 &
 195)**

[CIVIL L.R. 7-11, 79-5(d)]

TYCO HEALTHCARE GROUP LP d/b/a
 VNUS MEDICAL TECHNOLOGIES,

Plaintiff,

v.

TOTAL VEIN SOLUTIONS, LLC d/b/a
 TOTAL VEIN SYSTEMS,

Defendant.

CASE NO. C08-04234 MMC
 (consolidated with C08-3129 MMC)

Before the Court is the Defendants' Motion and Amended Motion for Administrative Relief to File Documents Under Seal dated June 25 and June 28, 2010, by which Defendants seek leave to file under seal unredacted versions of certain documents submitted in support of a Motion for Summary Judgment that the '084 Patent Claims are Obvious ("Defendants' § 103 Brief"), a Motion for Summary Judgment that the Asserted '433 and '970 Claims are Invalid for Lack of Written Description ("Defendants' § 112 Brief"), and a Motion for Summary Judgment of No Contributory Infringement ("TVS's Brief") (collectively, "Defendants' Briefs"). Having reviewed the parties' submissions filed in support of the motion, the Court rules as follows:

1. The motion is GRANTED in part, specifically, as to the following documents that plaintiff has shown contain material properly filed under seal (see Kertz Decl., filed July 1, 2010), ~~each of which the Clerk is directed to file under seal;~~ each of which the requesting party is directed to file under seal, no later than five calendar days from the date of this order. See General Order 62 ("If a motion to file under seal is granted in full or in part, the requesting party will e-file the document according to the procedures outlined in the FAQs on the ECF website.").

- Exhibits 12, 13 (bates-stamped page VNUS_143788), 20 (bates-stamped pages VNUS_145041-42), 21, 29 (transcript pages 71-73), 30, 31, 38, 42 (bates-stamped pages VNUS001123-24), 43-45, 48, 49, 50 (transcript pages 3-4, 86), 55-57, 60, and 62-65 to the Declaration of Charles Steenburg in Support of Defendants' § 103 Brief and Defendants' § 112 Brief, filed on June 25, 2010
- Exhibit P (transcript pages 3-6) to the Declaration of John K. Buche in Support of TVS's Brief, filed on June 25, 2010
- Redacted pages 2 (lns. 14-16), 5 (lns. 10-25), and 8 (lns. 4-5) of Defendants' § 112 Brief, filed on June 25, 2010
- Redacted pages 6 (lns. 19-21), 9 (lns. 16-18), 14 (lns. 14-17), 19 (fn. 11), 20 (lns. 15-18, 21-25), and 21 (lns. 6-10) of Defendants' § 103 Brief, filed on June 25, 2010

